**IN THE HIGH COURT OF JUDICATURE AT BOMBAY**
**CIVIL APPELLATE JURISDICTION**

**SECOND APPEAL NO.537 0F 2007**
Along with
Civil Application No.934 of 2007

Vishnu Gopal Ukidve, .. Appellant.

Vs

Kashibai Babu Dhuri and ors .. Respondents.

Mr G.J.Sabnis, for the appellant.
Mr A.S.Khandeparkar, for the respondents.

**CORAM : D.B.BHOSALE, J.**
**DATED : 25th JULY, 2007.**

**P.C.:**

1. Heard the learned counsel for the parties.

2. Mr.Subnis, learned counsel for the appellant, does not press this appeal and submits that the appellant would be satisfied if directions are given to the Maharashtra Revenue Tribunal to decide the tenancy proceedings pending before it under section 32G of the B.T.& A.L.Act between the appellant and the respondents on merits in accordance with law and uninfluenced by the observations made by the courts below in the instant suit. Mr Khandepakar, learned counsel for the respondents, has no objection for disposing of the appeal with the observations as aforementioned. In the circumstances, this appeal stands disposed of by the following order.

(i) The second appeal is disposed of as not pressed.

(ii) The Maharashtra Revenue Tribunal shall decide the revision bearing no. 157 of 2000 on merits in accordance with law and uninfluenced by the observations made by the courts below in the suit/ appeal. The second appeal is disposed of. As a consequence thereof, the civil application stands disposed of.

(D.B.Bhosale,J.)